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Attorney
Docket No.: TSA-001XX

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

In re application of: DEAN Z. TSANG

Entitled: METAL TRANSISTOR DEVICE

Via Electronic Filing

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated May 14, 2009 of the Examiner finally rejecting claims 8-10, 12-19, 22, 23, 25, 26 and 36-40.

Authorization is provided herewith to charge Deposit Account No. 23-0804 (\$270.00) to cover the cost of the Notice of Appeal.

The following checked items are appropriate:

A timely response to the final rejection:

☐ has been filed ☐ is hereby filed

An extension of time to respond to the final rejection:

1. ☐ was requested on _____ for ____ month(s);

2. ☒ **is hereby requested for 3 month(s) and Deposit Account No. 23-0804 can be charged \$555.00 for the extension fee.**

3. ☐ is included on the enclosed amendment transmittal form and Deposit Account No. 23-0804 can be charged \$_____ for the extension fee.

☐ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.

☒ **The Commissioner is hereby authorized to charge payment of any additional filing fees associated with this communication or credit any overpayment to Deposit Account No. 23-0804.**

Dated: __16 November 2009__

____/Thomas O. Hoover/____
Attorney of Record: Thomas O. Hoover
Registration No.: 32,470